



ARIZONA STATE VETERINARY MEDICAL EXAMINING BOARD

1740 W. ADAMS ST., STE. 4600 ♡ PHOENIX, ARIZONA 85007

PHONE: (602) 364-1-PET ♡ FAX: (602) 364-1039

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MINUTES

June 16, 2021

Board Room A, at 8:30 a.m.

1740 W. Adams Street, Board Room A

Phoenix, Arizona 85007

Members Present: Mr. Jim Loughhead, Ms. Jessica Creager, Ms. Jane Soloman, Dr. Greg Byrne, Dr. Darren Wright (telephonic – left at 1:35pm), Ms. Nikki Frost, CVT (telephonic), and Dr. Robyn Jaynes.

Members Absent: Dr. Sarah Heinrich

Staff and Legal Counsel Present: Ms. Victoria Whitmore, Executive Director (left at 12:30pm); Mr. Marc Harris, AAG (Assistant Attorney General); and Ms. Tracy Riendeau, CVT, Senior Medical Investigator.

I. CALL TO ORDER

Roll call: Ms. Whitmore at 8:30 a.m.

II. INITIAL INVESTIGATIVE REVIEW AND ACTION ON THE FOLLOWING CASES:

1. 21-49, In Re: Kyle Norman, DVM

After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Soloman to agree with the Investigative Committee's recommendation and **dismiss** issue with no violation, and issue a **Letter of Concern** with respect to medical record keeping – ensuring medical records are complete and contain the name, amount and strength of medications administered and dispensed to animals. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

2. 21-50, In Re: Bryan Nolte, DVM

Ms. Frost was recused. After discussion and consideration, a motion was made by Dr. Byrne and seconded by Dr. Wright to agree with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed 6 ayes, 1 recusal.

3. 21-52, In Re: Deborah Chapman, DVM

Dr. Chapman was present and made statements. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Creager to agree with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

4. 21-53, In Re: Deborah Chapman, DVM

Dr. Chapman was present with attorney David Stoll and made statements. Ms. Dana Tuerr was present and made statements. Ms. Lucy Tuerr was present and made statements. After discussion and consideration, a motion was made by Dr. Wright and seconded by Ms. Creager to schedule this matter to an **Informal Interview**. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

5. 21-54, In Re: Olivia Pan, DVM

Dr. Pan was present with attorney David Stoll and made statements. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Dr. Byrne to disagree with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed 6 ayes, 1 nay (Ms. Soloman).

6. 21-55, In Re: Brandon Prince, DVM

Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to agree with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

7. 21-56 In Re: Kathleen Chiles, DVM

Dr. Jaynes was recused. Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Creager to agree with the Investigation Committee's recommendation and **dismiss** this issue with no violation. Motion passed 6 ayes, 1 recusal.

8. 21-57 In Re: Rachel McKinney, DVM

Dr. McKinney was present with attorney David Stoll and made statements. Ms. Heidi Cornelia was present telephonically and made statements. After discussion and consideration, a motion was made by Dr. Byrne and seconded by Ms. Creager to schedule this matter to an **Informal Interview**. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

9. 21-58 In Re: Heather Molander, DVM

After discussion and consideration, a motion was made by Ms. Frost and seconded by Dr. Wright to agree with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

10. 21-59 In Re: Jacob Degraffenried, DVM

Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to agree with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

11. 21-60, In Re: Jared Brethouwer, DVM

Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Creager to agree with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

12. 21-61, In Re: Kenneth Besecker III, CVT

After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Creager to agree with the Investigative Committee's recommendation and **dismiss** this issue with no violation. Motion passed unanimously.

13. 21-63 In Re: Katherine Goulbourn, BVM&S

Attorney David Stoll was present to monitor. After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Soloman to disagree with the Investigative Committee's recommendation and find Dr. Goulbourn in violation of **ARS § 32-2232 (11) gross negligence** – treatment of a patient or practice of veterinary medicine resulting in injury, unnecessary suffering or death that was caused by carelessness, negligence or the disregard of established principles or practices – for failure to ensure that anesthetic equipment was in working condition and connected correctly prior to surgery, offering Dr. Goulbourn a **Consent Agreement** that would include a **Decree of Censure**. If the Consent Agreement is not signed in 30 days, the matter will be scheduled for an Informal Interview. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, absent; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed 6 ayes, 1 absent.

III. INFORMAL INTERVIEWS - BOARD DELIBERATION AND ACTION

1. 21-131: In Re: PALS – Pet & Animal Lovers Service, Inc.

Katherine and Daniel Heuerman were present with attorney Andy Platner, made statements and answered questions. Ms. Lauren Hamby was present telephonically. After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to **dismiss** this issue with no violation. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

2. 21-68: In Re: Angela Ryan, CVT

Ms. Ryan was present telephonically, made statements and answered questions. After discussion and consideration, a motion was made by Ms. Soloman and seconded by Dr. Wright to schedule this matter to a **Formal Hearing**. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

3. 21-30: In Re: Josh Finch, DVM – Continuance of Informal Interview of May 19, 2021 for the purpose of receiving additional information and reviewing possible action to approve proposed Findings of Fact, Conclusions of Law, and adopting an Order.

After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Creager to adopt the Findings of Fact and Conclusions of Law as drafted. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

After further discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Soloman to issue Dr. Finch an Order that includes a period of **Probation for 1-year** to obtain **six (6) hours of continuing education**, in addition to the statutory requirements to maintain licensure. Those 6 hours shall include:

- Four (4) hours CE in Internal Medicine; and
- Two (2) hours CE in Communication.

Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

IV. ADMINISTRATIVE REVIEW OF PREVIOUS ACTIONS

1. 19-71: In Re: Celeste Roy, DVM. Monthly appearance as required by Consent Agreement. Board may review, discuss, and take action on information presented.

Dr. Roy appeared telephonically in compliance with her Consent Agreement. After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to step down Dr. Roy's appearances to quarterly starting in July per her Consent Agreement. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

2. 20-107: In Re: Erin Hisrich, DVM. Quarterly appearance as required by Consent Agreement. Board may review, discuss, and take action on information presented including stepping down testing requirements.

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Byrne to step down Dr. Hisrich's drug testing to quarterly per her Consent Agreement. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

3. 20-14: In Re: Virginia Kern, DVM. Board may review, discuss, and take action on review of Practice Monitor's report and overall compliance with requirements of Consent Agreement and may return license to Active status.

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Dr. Jaynes to close the matter pending written confirmation that the hazardous materials, found on the last premises review by Dr. Kern's practice monitor, are no longer on the premises. Roll call: Dr. Byrne, aye; Ms. Frost, aye; Dr. Wright, aye; Ms. Creager, aye; Dr. Jaynes, aye; Mr. Loughhead, aye; and Ms. Soloman, aye. Motion passed unanimously.

V. REPORTS, CORRESPONDENCE, REFERRALS AND OTHER BUSINESS

1. Board may review, discuss, and take action on case C-21-05, In Re: David Klang/Unlicensed Practitioner.

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to send Mr. Klang an educational letter and close the matter. Motion passed unanimously.

2. Board may review, discuss and take action on case C-21-06, In Re: John Cunningham - Johnny's Doghouse/Unlicensed Practitioner.

Mr. Cunningham was present, made statements and answered questions. After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to close the matter. Motion passed unanimously.

3. Board may review, discuss and take action on case C-21-08, In Re: Luke Kraut/Unlicensed Practitioner.

After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Soloman to send Mr. Kraut an educational letter and close the matter. Motion passed unanimously.

4. Board may review, discuss and take action on possible unlicensed practitioner Alesia Apodaca.

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to send Ms. Apodaca an educational letter. Motion passed unanimously.

5. Board may review, discuss and take action on possible unlicensed practitioner Kathy Hamel.

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Dr. Jaynes to send Ms. Hamel an educational letter. Motion passed unanimously.

6. Board may review, discuss and take action on reappointment of Investigative Committee members:

a. Jared Butler, DVM

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to reappoint Dr. Butler to the AM Investigative Committee. Motion passed unanimously.

b. Steven Seiler

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to reappoint Ms. Seiler to the AM Investigative Committee. Motion passed unanimously.

c. Brian Sidaway, DVM

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to reappoint Dr. Sidaway to the PM Investigative Committee. Motion passed unanimously.

7. Board may review, discuss, and take action on veterinary license applications:

a. Gabrielle Gonzalez Mounier

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Byrne to approve Gabrielle Gonzalez Mounier's veterinary application. Motion passed unanimously.

b. Abbett Hudson

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Jaynes to approve Abbett Hudson's veterinary application. Motion passed unanimously.

c. Sean Kouyoumdjian

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to approve Sean Kouyoumdjian's veterinary application. Motion passed unanimously.

d. Adam Mattick

After discussion and consideration, a motion was made by Ms. Creager and seconded by Dr. Jaynes to approve Adam Mattick's veterinary application. Motion passed unanimously.

e. Elizabeth Young

After discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to approve Elizabeth Young's veterinary application. Motion passed unanimously.

8. Board may review, discuss, and take action on request regarding the clarification of interpretation of A.R.S. § 32-2242(B) pertaining to Certified Veterinary Technician application requirements, per A.R.S. §41-1001.02:

a. Adam Parrish

Mr. Parrish was present, made statements, and answered questions. After discussion and consideration, a motion was made by Ms. Frost and seconded by Ms. Soloman to clarify that Mr. Parrish's education may be considered as the equivalent to education required to apply for certification as a veterinary technician in Arizona if all other requirements are met. Motion passed unanimously.

9. Board may review, discuss, and take action on the American Association of Veterinary State Board's (AAVSB) Proposed AAVSB Bylaws Amendments.

No action taken.

10. Board may review, discuss, and take action on premises license application:

a. Wickenburg Veterinary Clinic

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to approve Wickenburg Veterinary Clinic's premises license application. Motion passed unanimously.

11. Board may hold elections for Chair and Vice Chair for Fiscal Year 2022.

After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Soloman to nominate Mr. Loughhead as Board Chair. Motion passed unanimously.

After further discussion and consideration, a motion was made by Ms. Creager and seconded by Ms. Soloman to nominate Dr. Wright as Vice Chair. Motion passed unanimously.

VI. REVIEW AND APPROVAL OF MINUTES

1. May 19, 2021 Regular Session

After discussion and consideration, a motion was made by Dr. Jaynes and seconded by Ms. Soloman to approve the May 19, 2021 Regular Session minutes. Motion passed unanimously.

VII. CONSENT AGENDA

A. Approval of Premises Licenses – Responsible Veterinarian listed

1. R3596: Tucson Veterinary Specialists. New Premises. Cody Alcott, DVM
2. R3660: Spay Shuttle LLC. New Premises. Julia Neufeld, DVM
3. R3662: Sonoran Equine Veterinary Services. New Premises. Cristian B. Amavizca, DVM
4. R3664: Exceptional Pets – Green Valley. New Responsible Veterinarian. Timothy Chiasson, DVM
5. R3669: Dr. Ruth Mobile Vet. New Premises. Ruth B. James, DVM
6. R3676: MD Pet Care. New Responsible Veterinarian. Karin Sullivan, DVM
7. R3680 Exceptional Pets – Chandler. New Responsible Veterinarian. Sandy Williams, DVM
8. R3681: Equine Sports Solutions – FX Equine. New Premises. Brittany T. Factor, DVM
9. R3682: Shawn Sullivan, DVM. Address Change. Shawn Sullivan, DVM
10. R3691: Yavapai Humane Society Spay & Neuter. New Responsible Veterinarian. Miles Killian, DVM.
11. R3697: Harmony Holistic Veterinary Care. New Premises, Address & Owner. Delia Gregory MacDonald, DVM.

A (2), (5), and (7) were removed from the Consent Agenda.
Approval of Premises Licenses granted.

- B. Approval of Random Premises Inspections – Responsible Veterinarian Listed**
1. P0581: High Desert Veterinary Services. Michael John, DVM
 2. P0957: Acoma Animal Clinic. Richard Livingston, DVM.
 3. R2021: At Your Bark and Call Veterinary House Calls, LLC. Margaret LaCombe, DVM
- Approval of Random Premises Inspections granted.**

- C. Approval of Premises Change of Scope**
1. R3215: VetMED. Addition of Diagnostic MRI. Stephanie G. Foote, DVM
 2. P0957: Acoma Animal Clinic. Addition of a Mobile Unit and addition of Boarding services. Richard Livingston, DVM
 3. R3601: Animal Relief Fund Spay & Neuter. Addition of a surgical building. Rayeann Solano, DVM
- Approval of Premises Change of Scope granted.**

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Ms. Creager to approve the Consent Agreement as amended. Motion passed unanimously.

Items Removed from Consent Agenda:

A (2), (5) and (7)

After discussion and consideration, a motion was made by Ms. Soloman and seconded by Dr. Byrne to approve the above premises licenses pending inspection and compliance. Motion passed unanimously.

VIII. SUMMARY OF CURRENT EVENTS

No current events.

IX. CALL TO THE PUBLIC

Johnny Johnson appeared telephonically.

X. ESTABLISHMENT OF FUTURE MEETING DATE

The next regular meeting will be held on **Wednesday, July 21, 2021**, beginning at **8:30 a.m.** at 1740 W. Adams Street, Board Room "A," Phoenix, Arizona 85007. One or more Board members may appear telephonically.

XI. ADJOURNMENT

Meeting was adjourned at 1:45p.m.

Respectfully submitted,



Victoria Whitmore, Executive Director